IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 2ND AUGUST 2007 / 11TH SRAVANA 1929

WP(C).No. 11964 of 2007(Y)

PETITIONER:

G.SASIDHARAN, S/O.GANGADHARAN, AGED 60,
RESIDING AT T.C.7/200, SITHARA, PEDIKADU,
CHERUVACKAL VILLAGE, ULOOR,THIRUVANANTHAPURAM.

BY ADV. SRI.D.GANESH KUMAR

RESPONDENTS:

1. THE DISTRICT COLLECTOR, OFFICE OF THE
DISRICT COLLECTOR, THIRUVANANTHAPURAM.

2. THE TAHASILDAR, OFFICE OF THE
TAHASILDAR, FORT,THIRUVANANTHAPURAM.

3. THE VILLAGE OFFICER, ULOOR VILLAGE,
THIRUVANANTHAPURAM.

4. S.SASIDHARAN, S/O.SREEDHRAN,AGED 56,
RESIDING AT PANAYIL PUTHEN VEEDU,
MAMARTHALAKONATHU MURI,MEDICAL COLLEGE P.O.
THIRUVANANTHAPURAM-11.

R1 TO R3 BY GOVT. PLEADER SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

WP(C) NO. 11964 OF 2007 - Y

Dated this the 2nd day of August, 2007

J U D G M E N T

The petitioner challenges Ext.P1 notice by which he has been directed to vacate the properties mentioned therein.

2. The learned Government Pleader was heard in the matter. He submits that although a hearing was conducted in the matter, the Tahsildar, who conducted the hearing, has been transferred and there is no hearing note maintained by him. That being so, it is only proper that the matter is considered again after affording an opportunity of being heard to the petitioner which shall include an opportunity to adduce evidence. Till after two weeks of communication of fresh orders, to be passed after completing the above procedure, to the petitioner, the petitioner shall not be evicted from the property in question.

The writ petition is disposed of as above.

Sd/-
S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007